

JAMES E. WHITMIRE, ESQ.  
Nevada Bar No. 6533  
[jwhitmire@santoronevada.com](mailto:jwhitmire@santoronevada.com)  
SANTORO WHITMIRE  
10100 W. Charleston Blvd., Suite 250  
Las Vegas, Nevada 89135  
Telephone: 702/948-8771  
Facsimile: 702/948-8773  
*Attorney for Defendant Americana, LLC.  
d.b.a Berkshire Hathaway HomeServices*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

MERCER INSURANCE COMPANY;

Plaintiff,

vs.

AMERICANA, LLC. d.b.a. Berkshire Hathaway  
HomeServices Nevada Properties, a Nevada  
Limited Liability Company; DOES I through X,  
inclusive;

Defendants.

Case No.: 2:21-cv-02039-JCM-NJK

**STIPULATION AND ORDER  
EXTENDING THE TIME FOR  
DEFENDANT AMERICANA, LLC TO  
FILE REPLY TO PLAINTIFF'S  
RESPONSE TO PLAINTIFF'S MOTION  
TO DISMISS OR, IN THE  
ALTERNATIVE, STAY THIS  
DECLARATORY JUDGMENT ACTION  
(First Request)**

1. Defendant's Motion to Dismiss or, in the Alternative, Stay this Declaratory Judgment Action was filed on December 30, 2021. (ECF Nos 13 and 14).

2. Plaintiff filed its Response to such Motion on January 13, 2022. (ECF Nos. 18 and 19).

3. The current deadline for filing a Reply brief is January 20, 2022.

4. Defendant's counsel is seeking a seven (7) day extension to file its Reply.

5. The parties agree to extend the date for Defendant to file its Reply from January 20, 2022 to **January 27, 2022**.

6. This short extension is being sought for good cause (workload of counsel) and not for the purposes of delay.

**IT IS SO AGREED AND STIPULATED:**

FORD, WALKER, HAGGERY,  
& BEHAR

SANTORO WHITMIRE

/s/ Eran S. Forster

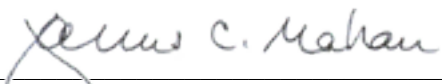
ERAN S. FORSTER, ESQ.  
Nevada State Bar No. 11124  
8215 South Eastern Avenue  
Suite 225  
Las Vegas, Nevada 89123  
Tel: 702.724.2699

/s/ James E. Whitmire

JAMES E. WHITMIRE, ESQ.  
Nevada State Bar No. 6533  
10100 W. Charleston Blvd., Suite 250  
Las Vegas, Nevada 89135  
Tel: 702.948.8771  
*Attorney for Defendant Americana, LLC.  
d.b.a Berkshire Hathaway HomeServices*

JEET SEN, ESQ.  
California State Bar No. 224248  
One World Trade Center  
Twenty-Seventh Floor  
Long Beach, California 90831-2700  
Tel: 562.983.2500  
*Attorney for Plaintiff,  
Mercer Insurance Company*

**IT IS SO ORDERED:**

  
UNITED STATES DISTRICT COURT

DATED: January 21, 2022